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A LIMITED LIABILITY PARTNERSHIP FORMED IN PENNSYLVANIA

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March 4, 2009 12:54 PM

**FROM: James L. Gannon, II
IP Law Clerk**

215-772-7230

NUMBER OF PAGES: 2 (including this cover page)

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REMARKS:

**Refund request for overpayment of fees in U.S. Patent Application 10/523,291, now issued as
U.S. Patent 7,465,723.**

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MONTGOMERY, McCracken, WALKER & Rhoads, LLP
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4 March 2009

BY FACSIMILE

Attention: Refunds

United States Patent and Trademark Office

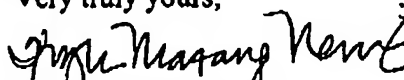
Re: U.S. Patent Application No.: 10/523,291 now issued as US Pat. 7,465,723
Client Ref No.: PN/4-32527A/607 US-PCT
Our File No.: 62106.00038

Dear Sir or Madam:

On 16 December 2008, the above-mentioned U.S. Patent Application issued as U.S. Patent 7,465,723. Applicants noted that on the issued patent, a mistake appeared as to the name of the Assignee. It was discovered that this mistake was the result of an incomplete response on form PTOL-85 Part B. On 3 February 2009, Applicants filed a Certificate of Correction accompanied by a fee of \$100.00 as prescribed in 37 C.F.R. §1.20(a) and a fee of \$130.00 as prescribed in 37 C.F.R. §1.17(i). This submission was filed electronically and the fees were deducted from USPTO Deposit Account 50-4764. On 23 February 2009 the request was denied, and upon telephone correspondence with the Customer Service Branch of the USPTO, it was communicated that the denial was based upon transmittal to the incorrect USPTO branch. On 25 February 2009, Applicants properly submitted a new request to the Petitions Branch, accompanied by the fees as set forth in 37 C.F.R. §1.20(a) and 37 C.F.R. §1.17(i) with authorization once again granted to deduct the funds from Deposit Account 50-4764. As the fees have been paid twice to ensure proper processing, but the first submission was denied, Applicants respectfully request a refund of the excess \$230.00 (\$100.00 per 37 C.F.R. §1.20(a) and \$130.00 per 37 C.F.R. §1.17(i)) paid in this matter. •

If you have any questions, please do not hesitate to contact me.

Very truly yours,


Kristin Mazany Nevins

KMN:jljg

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A UNITED LIABILITY PARTNERSHIP FORMED IN PENNSYLVANIA
LOUIS A. PETRONE - NEW JERSEY RESPONSIBLE PARTNER

Electronic Patent Application Fee Transmittal

Application Number:

10523291

Filing Date:

23-Aug-2005

Adjustment date: 03/11/2009 SDIRETA1
02/26/2009 INTEFSW 00001536 504764 10523291
01 FC:1811 100.00 CR
02 FC:1808 130.00 CR

Title of Invention:

USE OF CABOXAMIDES FOR THE TREATMENT OF TINNITUS

First Named Inventor/Applicant Name:

Markus Schumutz

Filer:

Kristin Mazany Nevins/James Gannon

Attorney Docket Number:

PN/4-32527A/607 US-PCT

Filed as Large Entity

U.S. National Stage under 35 USC 371 Filing Fees

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Certificate of correction	1811	1	100	100

Extension-of-Time:

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Processing Fee, except for Provis. apps	1808	1	130	130
Total in USD (\$)				230